Application No.: 10/573,639 After Allowance Under 37 C.F.R. § 1.312

Docket No.: 17074-00007-US

## AMENDMENTS TO THE CLAIMS

## **Listing of Claims:**

1. (Previously presented) A process for the mutagenesis of a double-stranded polynucleotide sequence (master sequence) of n base-pairs having a (+)-strand and a complementary (-)-strand comprising the steps

- creating a collection of single-stranded fragments of the (+)-strand of the master (i) sequence wherein all members of the collection have the same 5'-terminus and have a deletion in the 3'-terminus such that the collection represents (+)-strands with a length of n-1, n-2, n-3, ..... nucleotides;
- (ii) introducing at least one universal or degenerate nucleotide at the 3'-terminus of the (+)-strands produced in step (i);
- elongating the (+)-strands produced in step (ii) to the full length of the master (iii) sequence using the (-)-strand or fragments thereof of the master sequence as a template strand for the elongation; and
- (iv) synthesizing a (-)-strand by using the (+)-strand produced in step (iii) as a template strand thereby effecting mutations in the (-)-strand at the positions of the previous universal or degenerate nucleotides compared to the master sequence.
- 2. (Previously presented) The process of claim 1, wherein the collection of single-stranded fragments in step (i) is created by incorporating nucleotide analogs and subsequent cleavage in alkaline or acidic solution.
- (Previously presented) The process of claim 2, wherein the nucleotide analog is an 3. alpha-phosphothioate nucleotide and oxidative cleavage is achieved by iodine at the phosphothioate bonds.
- (Currently amended) The process of claim 1, wherein step (ii) comprises elongating the 4. collection of single-stranded single-stranded fragments produced in step (i) with at least one universal <del>nucleotide</del> or degenerate nucleotide by enzymatic or chemical methods.
- (Previously presented) The process of claim 4, wherein terminal deoxynucleotidyl 5. transferases or DNA polymerases or DNA/RNA ligases are used for elongation.

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6. (Previously presented) The process of claim 1, wherein deoxyinosine, 3-nitropyrrole, 5-nitroindole or a nucleotide analog with promiscuous base pairing property is used as a universal nucleotide in step (ii).

- 7. (Previously presented) The process of claim 1, wherein N<sup>6</sup>-methoxy-2,6-diaminopurine (K), N<sup>6</sup>-methoxy-aminopurine (Z), hydroxylaminopurine (HAP), 2'-deoxyribonucleoside triphosphate (dyTP), 6H,8H-3,4-dihydropyrimidol [4,5-c][1,2] oxazin-7-one (P), N<sup>4</sup>-aminocytidine, N<sup>4</sup>-hydroxy-2'-deoxycytidine, N<sup>4</sup>-methoxy-2'-deoxycytidine, 8-oxodeoxyguanosine triphosphate (8-oxo-G) or a nucleotide analog with promiscuous base pairing property is used as degenerate nucleotide in step (ii).
- 8. (Currently amended) The process of claim 1, wherein an oligonucleotide of the general formula

## $p(U)_a(N)_b*(S)_c[TERM]$

with

p = 5'-phosphate or hydroxy-group or any chemical group capable of forming diester bonds

U = universal or degenerate nucleotides

a = arbitrary integral number from 0 to 10000

N = mixture of four bases (A/T/G/C (standard nucleotides))

b = arbitrary integral number from 0 to 100

\* = cleavable group such as phosphothioate bonds in phosphothioate nucleotides

S = standard nucleotide or nucleotide analog

c = arbitrary integral number from 0 to 100

[TERM] = a dye terminator or any group preventing elongation of the oligonucleotide, with the proviso that a+b>0,

is used in step (ii) to introduce <u>the</u> at least one universal or degenerate nucleotide to the collection of single-stranded fragments created in step (i).

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9. (Previously presented) The process of claim 8, wherein the oligonucleotide is designed in a way that

- (a) stop codons and/or
- (b) amino acids which disrupt secondary structures, are avoided in the collection of the mutagenized polynucleotide sequences.
- 10. (Previously presented) The process of claim 8, wherein the oligonucleotide is designed in a way that
  - (a) transition mutations or
  - (b) transversion mutations,

are effected in the collection of the mutagenized polynucleotide sequences.

- 11. (Previously presented) The process of claim 8, wherein a DNA/RNA ligase is used for ligation of the oligonucleotides to the single-stranded fragments created in step (i), and wherein single-stranded fragments created in step (i) which are not ligated with the oligonucleotide are removed using an exonuclease.
- 12. (Previously presented) The process of claim 1, wherein the elongation in step (iii) is effected by a PCR reaction.
- 13. (Previously presented) The process of claim 1, wherein step (iii) comprises synthesizing a (-)-single stranded plasmid polynucleotide sequence from a double-stranded plasmid harboring the master sequence using a primer which anneals downstream of the (+)-strand of the master sequence, and annealing the (-)-single stranded-plasmid polynucleotide sequence with the (+)-strand produced in step (ii), and elongating the (+)-strand.
- 14. (Previously presented) The process of claim 1, wherein step (iii) comprises synthesizing a (-)-single-stranded plasmid harboring the master sequence using a primer which anneals downstream of the (+)-strand of the master sequence in the presence of uracil and standard nucleotides and after elongating the (+)-strand produced in step (ii), digesting the uracil carrying (-)-single-stranded plasmid with uracil glycosylase.

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15. (Previously presented) The process of claim 1, wherein a PCR amplification is used after step (iii) in order to synthesize a (-)-strand complementary to the (+)-strand produced in step (iii), thereby effecting a double-stranded master sequence carrying mutations.

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